

CALFRESH (CF) PROGRAM

REQUEST FOR POLICY/REGULATION INTERPRETATION

INSTRUCTIONS: Complete items 1 - 10 on the form. Use a separate form for each policy interpretation request. If additional space is needed, please use the second page. Be sure to identify the additional discussion with the appropriate number and heading. Retain a copy of the CF 24 for your records.

- Questions from counties, including county Quality Control, must be submitted by the county CalFresh Coordinator and may be submitted directly to the CalFresh Policy analyst assigned responsibility for the county, with a copy directed to the appropriate CalFresh Policy unit manager.
- Questions from Administrative Law Judges may be submitted directly to the CalFresh Policy analyst assigned responsibility to the county where the hearing took place, with a copy of the form directed to the appropriate CalFresh Bureau unit manager.

1. RESPONSE NEEDED DUE TO: <input checked="" type="checkbox"/> Policy/Regulation Interpretation <input type="checkbox"/> QC <input type="checkbox"/> Fair Hearing <input type="checkbox"/> Other:	5. DATE OF REQUEST: 09/17/14	NEED RESPONSE BY:
2. REQUESTOR NAME:	6. COUNTY/ORGANIZATION: San Luis Obispo	
3. PHONE NO.:	7. SUBJECT: DACA/Noncitizen in CF Question	
4. REGULATION CITE(S):	8. REFERENCES: <i>(Include ACL/ACIN, court cases, etc. in references)</i> NOTE: All requests must have a regulation cite(s) and/or a reference(s). Section 63-405.1 - 63-405.126, FNS Non-Citizen guidance, UNCIS FAQs,	

9. QUESTION: (INCLUDE SCENARIO IF NEEDED FOR CLARITY):

In the EAS 63-405.1 - 63-405.126 there is a list of possible persons that are considered to be qualified non-citizens. There is also a list of non-citizens that are indefinitely eligible to food stamps. DACAs (Deferred Action for Childhood Arrivals) do not meet any of the criteria to be considered non-citizens. Does this mean DACAs are not eligible to food stamps?

10. REQUESTOR'S PROPOSED ANSWER:

DACAs are not eligible to food stamps.

11. STATE POLICY RESPONSE (CFPB USE ONLY):

CDSS agrees with the proposed answer. Please see references below.

United States Citizenship and Immigration Services FAQs regarding DACAs:

<http://www.uscis.gov/humanitarian/consideration-deferred-action-childhood-arrivals-process/frequently-asked-questions>

FNS Non-Citizen guidance: http://www.fns.usda.gov/snap/government/pdf/Non-Citizen_Guidance_06

FOR CDSS USE

DATE RECEIVED:

DATE RESPONDED TO COUNTY/ALJ: